

SENATE BILL

51ST LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2014

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO FINANCE; REMOVING THE SOUTHERN BORDER REQUIREMENT
FROM THE DEFINITION OF "COLONIA".

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 6-30-3 NMSA 1978 (being Laws 2010,
Chapter 10, Section 3) is amended to read:

"6-30-3. DEFINITIONS.--As used in the Colonias
Infrastructure Act:

A. "authority" means the New Mexico finance
authority;

B. "board" means the colonias infrastructure board;

C. "colonia" means a rural community with a
population of twenty-five thousand or ~~[less located within one
hundred fifty miles of the United States-Mexico border]~~ fewer
that:

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(1) has been designated as a colonia by the municipality or county in which it is located because of a:

- (a) lack of potable water supply;
- (b) lack of adequate sewage systems; or
- (c) lack of decent, safe and sanitary housing;

(2) has been in existence as a colonia prior to November 1990; and

(3) has submitted appropriate documentation to the board to substantiate the conditions of this subsection, including documentation that supports the designation of the municipality or county;

D. "financial assistance" means providing grants or loans on terms and conditions approved by the authority;

E. "project fund" means the colonias infrastructure project fund;

F. "qualified entity" means a county, municipality or other entity recognized as a political subdivision of the state;

G. "qualified project" means a capital outlay project selected by the board for financial assistance that is primarily intended to develop colonias infrastructure. A qualified project may include a water system, a wastewater system, solid waste disposal facilities, flood and drainage control, roads or housing infrastructure; but "qualified

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project" does not include general operation and maintenance,
equipment, housing allowance payments or mortgage subsidies;
and

H. "trust fund" means the colonias infrastructure trust fund."

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